

IN THE KENTUCKY PUBLIC SERVICE COMMISSION

IN RE: INVESTIGATION:

Case No. 2003-00433  
AN ADJUSTMENT OF THE GAS AND ELECTRIC RATES,  
TERMS, AND CONDITIONS OF LOUISVILLE GAS AND  
ELECTRIC COMPANY

and

Case No. 2003-00434  
AN ADJUSTMENT OF THE ELECTRIC RATES, TERMS, AND  
CONDITIONS OF KENTUCKY UTILITIES COMPANY

\* \* \*

SWORN STATEMENT

OF

GEORGE SIEMENS

JULY 28, 2005

received  
8/9/05  
mn

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ELLEN L. COULTER, RPR  
Coulter Reporting, LLC  
101 East Kentucky Street  
Suite 200  
Louisville, Kentucky 40203  
(502) 582-1627  
FAX: (502) 587-6299  
E-MAIL: CoulterLLC@bellsouth.net

I N D E X

Exhibit No. 1 ..... 57  
(Phone records)

A P P E A R A N C E S

SPECIAL GENERAL COUNSEL TO THE PUBLIC SERVICE  
COMMISSION:

JONATHAN D. GOLDBERG  
Goldberg & Simpson  
3000 National City Tower  
101 South Fifth Street  
Louisville, Kentucky 40202

FOR THE WITNESS:

SHERYL G. SNYDER  
DAVID KAPLAN  
Frost, Brown, Todd, LLC  
3200 Aegon Center  
400 West Market Street  
Louisville, Kentucky 40202

1  
2                   The sworn statement of GEORGE SIEMENS,  
3 taken in the offices of Goldberg & Simpson,  
4 3000 National City Tower, 101 South Fifth Street,  
5 Louisville, Kentucky, on Thursday, the 28th day of  
6 July, 2005, at approximately 9:20 a.m.

7  
8                   EXAMINATION

9  
10           BY MR. GOLDBERG:

11                   Q.       Okay. Would you state your name,  
12 please.

13                   A.       George Siemens.

14                   Q.       All right, sir. Mr. Siemens, we're  
15 acquainted with each other, but I am Jonathan  
16 Goldberg. I have been hired by the Public Service  
17 Commission to do an investigation with regard to two  
18 rate cases: One filed by LG&E and one filed by KU  
19 with regard to ex parte communication; and a more  
20 subjective standard called collusion; and a third  
21 standard called inappropriate behavior, also  
22 subjective.

23                           What we're doing here today and what I  
24 have been engaged in is taking statements from people  
25 who participated in one way or another in these two

1 rate cases. While it will feel a little bit like a  
2 deposition, it frankly is an information-gathering  
3 process so that I can take all the information from  
4 all the persons and make a report to the commission  
5 over the events related to the rate cases. So that's  
6 what we're doing.

7 If I state a question you don't  
8 understand, don't hesitate to tell me you don't  
9 understand it because what we want to do is get what  
10 information you have in statement form.

11 When we conclude, Ms. Coulter will get  
12 it all typed up, sent out to you. I would ask you to  
13 sign it and send it back to me, okay?

14 A. All right.

15 Q. Could I have your business address?

16 A. 220 West Main, Louisville, Kentucky.

17 Q. Okay. And is that a corporate office?

18 A. Yes, it is.

19 Q. And what is that the corporate office  
20 of?

21 A. LG&E Energy, LLC.

22 Q. All right, sir. And have you worked  
23 for LG&E Energy, LLC, or its predecessors for a  
24 period of time?

25 A. Yes, I have.

1 Q. Okay. And how long have you worked --

2 A. Since 1982.

3 Q. All right, sir. Although I don't want  
4 you to do it in great detail, I would like for you to  
5 tell me what you have done for LG&E since 1982.

6 A. I have worked in a number of different  
7 capacities there, primarily in the public relations,  
8 government, community relations area, sometimes  
9 representing the company on matters in front of the  
10 Kentucky General Assembly, in front of the United  
11 States Congress, in front of various agencies of  
12 state and federal government, as well as interacting  
13 with local elected and appointed officials in  
14 handling issues that affected the company throughout  
15 Kentucky.

16 Q. Okay. Do you have a license to  
17 practice law?

18 A. Yes, I do.

19 Q. Okay. And how long have you been a  
20 lawyer?

21 A. Since 1975.

22 Q. All right, sir. I want to take you up  
23 to a point in time to the year -- let's call it 2002.  
24 And if you could examine your job at LG&E for the  
25 year 2002 to the present time, could you tell me what

1 you did in 2002 and what you were doing now.

2 A. Basically the same thing. It didn't  
3 change much. I would represent the company in  
4 Frankfort and Washington and various urban areas and  
5 counties that we provide service in. Would handle  
6 legislation, regulation that was of interest to the  
7 company.

8 Q. All right, sir. With regard to the  
9 Public Service Commission, again using this same time  
10 frame, what were your duties and are your duties?

11 A. My job there was to interact with the  
12 Public Service Commission on issues such as  
13 regulations that would affect the utility,  
14 legislation that was pending before the Kentucky  
15 General Assembly or legislation that would be pending  
16 in Washington to apprise the commissioners and their  
17 staff of the company's position on it and the effect  
18 it would have upon the company and its rate payors.

19 Q. Is it a fair statement to say that  
20 your function is mostly legislative in nature when it  
21 comes to dealing with the Public Service Commission?

22 A. Legislative and regulatory. The  
23 regulations would be used -- would be promulgated to  
24 implement whatever legislation would pass, so the two  
25 sometimes blended together.

1           Q.       Okay. With regard to matters such as  
2 complaint cases, rate cases and items such as that,  
3 matters in which the formal hearing process before  
4 the commissioners would take place, did you have any  
5 participation in that?

6           A.       I would participate in both processes  
7 for the purpose of, one, understanding what the  
8 company's position was in these matters, two, in  
9 order to be able to communicate effectively to the  
10 constituencies I dealt with which were customers,  
11 local elected, appointed officials and state elected,  
12 appointed officials.

13          Q.       All right, sir. Was it part of your  
14 duties to participate in the cases themselves in  
15 terms of the presentation?

16          A.       I never testified in a rate case.

17          Q.       Do I take it you never prepared a rate  
18 case or a complaint case for presentation to the  
19 public service commissioners themselves?

20          A.       I never prepared one. I would assist  
21 people that were preparing. I might be in a room  
22 when they were putting components of it together,  
23 might read it, but I never prepared or actually wrote  
24 a rate case.

25          Q.       All right, sir. With regard to the

1 rate cases, LG&E and KU -- I'll give you the  
2 numbers -- it's 00433 and 00434. Are you familiar  
3 with them?

4 A. If those were the last two rate cases.  
5 I don't know the numbers.

6 Q. Yes, sir, those are the last two. Do  
7 you have a recollection of when those -- when the  
8 notice to file a rate was first filed?

9 A. I think sometime in '03, late '03.

10 Q. All right, sir. Do you have a  
11 recollection of when the petition was actually filed?

12 A. I would have to check a calendar. I  
13 would guess '03, '04, somewhere in that range.  
14 Again, late '03 or early '04.

15 Q. All right, sir. Now, with regard to  
16 the rate cases themselves -- and let's -- let me give  
17 you the -- the date that -- the notice would have  
18 been filed in the fall of 2003, and the actual  
19 petition would have been filed in late December of  
20 2003. Do you have a recollection of ever having  
21 discussed the two rate cases with any employees of  
22 the Public Service Commission?

23 A. No, I do not.

24 Q. Okay. And do you have any  
25 recollection of having discussed the two rate cases



1 during that same period of time with any members of  
2 the commission?

3 A. No, I do not.

4 Q. Okay. Now, so that we're specific  
5 with regard to that, let me give you the persons who  
6 would have been on the commission and then the  
7 employees also, a list of them. First, did you ever  
8 discuss the two rate cases with Marty Huelsman?

9 A. No, I did not.

10 Q. You are familiar with Marty Huelsman.

11 A. Yes, I am.

12 Q. Okay. And I take it he is someone you  
13 had done business with prior to the year 2003?

14 A. I had known Marty in his capacity as  
15 an executive director of the PSC and then again as  
16 chairman.

17 Q. All right, sir. And it's your -- is  
18 it your testimony or is it your statement, rather,  
19 that you did not discuss the two rate cases with  
20 Marty Huelsman?

21 A. No, I did not.

22 Q. Okay. Gary Gillis. Are you familiar  
23 with Gary Gillis?

24 A. Yes, I am.

25 Q. Okay. And did you know him in his

1 capacity as a member of the Public Service  
2 Commission?

3 A. Yes, I did.

4 Q. Did you ever have any opportunity to  
5 discuss the two rate cases?

6 A. I did not discuss the rate cases with  
7 Gary Gillis.

8 Q. All right, sir. Are you familiar with  
9 Bob Spurlin?

10 A. Yes, I am.

11 Q. Did you know him in his capacity as a  
12 member of the Public Service Commission?

13 A. Yes, I did.

14 Q. Did you ever have any opportunity to  
15 discuss the two rate cases with him?

16 A. I did not discuss the rate case with  
17 Mr. Spurlin.

18 Q. Okay. Chairman Mark David Goss, the  
19 present chairman, have you ever had a discussion with  
20 him about the two rate cases?

21 A. No, I have not.

22 Q. Ms. Ellen Williams, have you ever had  
23 a discussion with her about the two rate cases?

24 A. No, I have not.

25 Q. Are you familiar with a gentleman by

1 the name of Tom Dorman?

2 A. Yes, I am.

3 Q. Okay. Tell me how you know Tom  
4 Dorman.

5 A. I met Mr. Dorman in the late '70s when  
6 he was a member of the legislative research  
7 commission, and have known him since then through a  
8 number of different capacities, a number of different  
9 jobs that he had during that period.

10 Q. All right, sir. He at one time was a  
11 member of the Public Service Commission, was he not?

12 A. Yes, he was.

13 Q. And I trust you had an opportunity to  
14 work with him at that period of time?

15 A. Yes, I did.

16 Q. Okay. And did you have an opportunity  
17 to work with him when he became executive director of  
18 the Public Service Commission?

19 A. Yes, I did.

20 Q. What was your memory of how long he'd  
21 been the executive director of the Public Service  
22 Commission prior to 2003, if you know?

23 A. It would be a guess. I would think a  
24 couple of years.

25 Q. All right, sir.

1           A.       Tom had a tendency to change positions  
2 about every two or three years.

3           Q.       Okay. But you do recall his  
4 activities as executive director.

5           A.       Yes, mm-hmm.

6           Q.       Okay. And so that you don't have to  
7 guess, he worked in that capacity through the spring  
8 of 2004.

9           A.       Mm-hmm.

10          Q.       All right. So do I take it it would  
11 be a period of some two to three years there --

12          A.       Yes.

13          Q.       -- where he was executive director?

14          A.       That would be correct.

15          Q.       All right, sir. In your capacity,  
16 working for LG&E, did you have occasion to work with  
17 Mr. Dorman in his capacity as executive director of  
18 the Public Service Commission?

19          A.       Yes, I did.

20          Q.       Okay. Tell me what kinds of issues  
21 you would work on there.

22          A.       Tom was, for lack of a better word,  
23 the point person for the PSC on legislative matters  
24 and on legislative relations. So during that  
25 particular time period, there were a number of pieces

1 of legislation that the utility industry and the  
2 Public Service Commission were jointly involved in,  
3 and worked with Tom, other industry representatives,  
4 a number of people quite closely on all of this  
5 legislation.

6 In addition to the legislation, there  
7 were numerous operational issues that came up during  
8 that time, most notably the -- I think the storms in  
9 Louisville that resulted in widespread outage, the  
10 ice storm in Lexington that had a widespread outage I  
11 believe in the winter of '03, if I'm not mistaken.  
12 So those would be times and things that I would work  
13 closely with Tom on, as well as activities that were  
14 occurring at the federal level with the Federal  
15 Energy Act, with MISO, with regional transmission  
16 organization, things that would affect Kentucky and  
17 its operation of the electric grid within the state.

18 Q. Okay. In addition to working with  
19 Mr. Dorman on those activities, you were also a  
20 social friend of his, were you not?

21 A. Yes.

22 Q. Okay. Did you and Mr. Dorman share an  
23 active interest in Kentucky politics?

24 A. Yes, we did. In fact, that's how I  
25 first met Tom, when I was a legislator in 1975.

1 Q. Okay. And in fact, your father before  
2 you knew Mr. Dorman, did he not?

3 A. Yes, he did.

4 Q. All right, sir. So in addition to  
5 having a work relationship with him, is it fair to  
6 say you had a social relationship with him?

7 A. Yes, sir.

8 Q. Okay. And how often would you say you  
9 would talk to him either -- on a weekly basis either  
10 social or work activity?

11 A. It would depend a lot on his schedule,  
12 my schedule. Tom's mother, prior to her death, lived  
13 in Louisville. So he would come down here. We'd get  
14 together on the phone. He lived in Frankfort. We'd  
15 catch one another up there either on the phone or  
16 perhaps after work. It would vary, depending upon --  
17 during a legislative session, quite frequently. It  
18 wasn't unusual to have five, six telephone calls a  
19 day when we were working on pieces of legislation.  
20 There were generally six to eight committees we  
21 monitored. The PSC monitored the same six to eight  
22 committees, so there were numerous occasions where we  
23 would collaborate on various issues.

24 Q. Okay. Did you have recognition that  
25 part of his portfolio of duties was in the

1 legislative function as executive director?

2 A. Yes. He was one of our prime  
3 contacts, if not the prime contact with the PSC on  
4 legislative issues.

5 Q. Okay. Now, again using the time frame  
6 of January 1st, 2003 to the end of the year 2003, did  
7 you have opportunity to talk to Mr. Dorman about the  
8 two rate cases? This would have been prior to the  
9 actual filing or right at that point in time.

10 A. Is the question did I have opportunity  
11 to talk or did I talk?

12 Q. Well, good point. Did you talk to him  
13 about the two rate cases?

14 A. No.

15 Q. Okay. I take it during the year 2003  
16 you were working with him on legislative items. Am I  
17 correct?

18 A. You mean legislative activity? I  
19 think there were some severe storms that came through  
20 the service territory at that time, and the Federal  
21 Energy Act was working its way through Congress. In  
22 fact, the bill is likely to pass out this week, so  
23 that was a hot area at that time.

24 Q. All right, sir. In addition to  
25 Mr. Dorman, did you have opportunity to communicate

1 on legislative issues with Mr. Huelsman?

2 A. Yes.

3 Q. Okay. At that point in time  
4 Mr. Huelsman was chairman of the Public Service  
5 Commission?

6 A. Yes, he was.

7 Q. And can you tell me why you would  
8 communicate on legislative issues with Chairman  
9 Huelsman?

10 A. Chairman Huelsman was very active in  
11 the legislative arena. In fact, most of the members  
12 of the PSC were at that time. It was not unusual for  
13 them to be in the cafeteria in Frankfort for  
14 breakfast in the morning, for lunch when the  
15 legislature was in session. There were a number of  
16 bills that they had an interest in. During that time  
17 period it would have been transmission siting. It  
18 would have been native load protection. It would  
19 have been net metering or a number of issues.  
20 Generally the PSC had a legislative package, didn't  
21 every year, but most years. We had a legislative  
22 package. They would give us their package. We would  
23 give them our package. We would exchange bill drafts  
24 and we would comment on them. Then we would  
25 collaborate to try to pass a law that was



1 representative of the need that needed to be  
2 addressed.

3 Q. All right, sir. And did you have  
4 occasion to meet with Mr. Huelsman on legislative  
5 issues during the year 2003?

6 A. Yes, I did.

7 Q. Okay. Would you describe your  
8 relationship with him as like Mr. Dorman, both work  
9 and social?

10 A. Yes, it was. I met Mr. Huelsman when  
11 he was executive director of the PSC prior to him  
12 becoming a commissioner.

13 Q. All right, sir. And fair to say you  
14 had a social relationship with him?

15 A. Yes, mm-hmm.

16 Q. Okay. Did you have occasion to meet  
17 with him outside of the office from time to time, be  
18 it at lunch, dinner or whatever?

19 A. Yes, I did.

20 Q. Okay. Now, with regard to the two  
21 rate cases, do you have a recollection of ever having  
22 discussed the two rate cases with Mr. Huelsman?

23 A. I did not discuss the two rate cases  
24 with Mr. Huelsman.

25 Q. All right, sir. Now, let me ask you

1 the same set of questions with regard to Mr. Gillis.  
2 Was Mr. Gillis a social friend?

3 A. I've known Gary in various capacities  
4 through his tenure in state government, the first  
5 time when he was the commissioner of revenue. So I  
6 would say yes, we were social friends as well as  
7 business acquaintances.

8 Q. All right, sir. And I take it you  
9 never discussed the two rate cases with Mr. Gillis at  
10 any time.

11 A. No, I did not.

12 Q. Now, I'm familiar with an office that  
13 LG&E has at I want to say 718 Shelby Street. Is that  
14 the correct address?

15 A. Yes, it is.

16 Q. All right. Tell me the purpose of  
17 that office.

18 A. That office is our Frankfort office.  
19 It operates year-round, but is more active during the  
20 legislative session and during the interim session  
21 when there are committee meetings. We will routinely  
22 hold meetings up there with representatives from  
23 other utilities, with representatives from other  
24 industry groups. We'll use it as a base when we have  
25 environmental meetings or other group meetings, not

1 only for our own utility but for other utilities. It  
2 is in a building that is shared with -- or actually  
3 six offices in the building. We have one. Cinergy  
4 has one. American Electric Power has one. Kentucky  
5 Rural Water has the fourth, and there are two in the  
6 basement. It was a contract -- two contract  
7 lobbyists who rent those out.

8 Q. All right. And from time to time in  
9 the year 2003 would you entertain after hours at  
10 718 Shelby Street?

11 A. Yes, we would.

12 Q. All right. I'm familiar with the term  
13 "Steak Night."

14 A. Yes.

15 Q. Does that term have meaning to you?

16 A. We called it Steak Night. What it  
17 was, the utilities in the building would generally  
18 try to have one or two get-togethers during the time  
19 the legislature was in session. And we would invite  
20 people, stop by, that had been working together in  
21 Frankfort over the last 30, 40, 60 days. It was sort  
22 of a catch-as-catch-can. There might be anywhere  
23 from 20 to 40 people that would show up. We'd grill  
24 out some steaks, thaw some vegetables and bake  
25 potatoes and basically have an evening of, I guess,

1 camaraderie and talk about the events that were going  
2 on in Frankfort at that time.

3 Q. Do you have a recollection of Public  
4 Service Commission personnel being present during  
5 Steak Night festivities?

6 A. I think Mr. Huelsman might have  
7 stopped by once. Mr. Dorman might have stopped by  
8 once or twice.

9 Q. Okay. And do I take it, consistent  
10 with your prior statement, at the times that  
11 Mr. Huelsman or Mr. Dorman stopped by for Steak Night  
12 there was no discussion of the two rate cases?

13 A. No, there was not.

14 Q. Do you have a recollection of  
15 participating in the actual rate cases themselves,  
16 Mr. Siemens?

17 A. What do you mean by participating?  
18 Testifying?

19 Q. No, sir. You've told me you didn't  
20 testify. Let me give you a little bit of background  
21 a minute. I'm familiar with the fact that after the  
22 application was made that there was no hearing  
23 process at the Public Service Commission amongst all  
24 the parties until April 28th, 2004, which would have  
25 been the first informal conference or convening of

1 the parties, all right? Let me first ask you, did  
2 you participate on April the 28th, 2004 at the Public  
3 Service Commission?

4 A. Not to my recollection, no.

5 Q. Okay. And let me further state to you  
6 that after April 28th, 2004, there was a meeting at  
7 the attorney general's office that occurred on April  
8 the 30th, 2004. Did you participate in that?

9 A. No, I did not.

10 Q. Okay. May the 3rd, 2004, there was a  
11 prehearing conference at the Public Service  
12 Commission. Did you participate in that?

13 A. No, I don't think I did.

14 Q. Okay. May the 4th, 5th and 6th -- and  
15 actually May the 3rd also, there were settlement  
16 discussions. And also on May 4th, 5th and 6th, there  
17 was testimony given. Did you come to the Public  
18 Service Commission and participate in any of those  
19 events?

20 A. I was present at some of the hearings,  
21 yes.

22 Q. Okay. Do you know what days you were  
23 present?

24 A. I think I was there the 4th, 5th, 6th.  
25 I don't believe I was there the 7th, if that was a

1 Friday.

2 Q. All right, sir. 4th, 5th and 6th are  
3 Tuesday, Wednesday and Thursday.

4 A. Yes, I would have been there those  
5 days.

6 Q. Okay. Tell me what you recall of your  
7 participation on those three days.

8 A. I sat in the main hearing room. I  
9 listened to the testimony. Basically just watched  
10 the events that were going on, talked to some of the  
11 people that were there. My job, as I said, was to  
12 make sure that I kept myself current with what was  
13 going on in order that I was able to communicate with  
14 people that would ask me questions about the rate  
15 case. In this case it would be legislators. It  
16 would be local elected officials. It would be  
17 community leaders. That was pretty much what I did.

18 Q. All right, sir. Do I take it you did  
19 not participate in the actual negotiation?

20 A. No, I did not.

21 Q. Did you have a -- did you have a  
22 recognition of the fact that negotiations were also  
23 going on at the same time that -- or the same days  
24 that hearing testimony was being given?

25 A. I knew the rate case was going on and

1 people were meeting in various rooms. I assumed they  
2 were talking about the rate case.

3 Q. Okay. Now, when -- so that I'm clear  
4 of what your participation was, at those times when  
5 actual testimony was being given, do I take it you  
6 were in the room?

7 A. I was in the hearing room, yes.

8 Q. Hearing room. Do I further take it  
9 that when there were negotiations on one, you were  
10 not present?

11 A. No, I was not present.

12 Q. Okay. So that the sum and substance  
13 of your knowledge came from the hearing room.

14 A. Yes.

15 Q. Okay. Now, on those days that you  
16 were there, do you remember at any time communicating  
17 with members of the staff of the Public Service  
18 Commission, the employees?

19 A. I talked with people outside the  
20 hearing room. When they had breaks, people would  
21 mill around. I called Mr. Dorman on I believe two  
22 occasions, three perhaps. The reason for those  
23 calls, we were getting ready, my wife and I, to  
24 purchase a house, which we closed on Friday. And the  
25 hearing --

1 Q. The 7th, May the 7th?

2 A. May the 7th. The hearing was  
3 scheduled to run that week. I had called Tom -- and  
4 I don't recollect ever actually catching him on the  
5 phone, but I did see him later on during the process  
6 of the hearing -- to see from -- you know, from his  
7 take on it, did it look like the process was going to  
8 be sufficiently complete by Friday that I could go  
9 ahead and close on this house. My superiors wanted  
10 me to be there at the hearings during that week, and  
11 I was, but I wanted to go ahead and close on the  
12 house because we had lined up the -- I guess the  
13 banker, the seller, the lawyer and plus my wife  
14 wanted to close on it. And I made some telephone  
15 calls to him to see what he knew about -- was the  
16 procedure schedule still on schedule, did it look  
17 like it would spill over into the next week or spill  
18 over into Friday.

19 Q. All right, sir. I want to talk to you  
20 about the phone calls in a minute, but what I was  
21 really looking for is while you were participating by  
22 listening to the testimony, on the breaks did you  
23 have any opportunity to talk to Public Service  
24 Commission employees?

25 A. No.



1           Q.       Okay. All right. And again, we'll  
2 come back to your conversations with Mr. Dorman. Let  
3 me give you the names of the staff personnel that  
4 participated in both the hearings and the  
5 negotiations, and let me ask you if you know these  
6 folks. Do you know Isaac Scott?

7           A.       Yes, I do.

8           Q.       Okay. And on any of the hearing dates  
9 did you have an opportunity to discuss the two rate  
10 cases with him?

11          A.       No, I did not.

12          Q.       Did you ever discuss the two rate  
13 cases with Mr. Scott?

14          A.       No.

15          Q.       Okay. Mr. Jeff Shaw, do you know him?

16          A.       Yes.

17          Q.       Okay. And on any of the hearing dates  
18 did you have any discussions with Mr. Shaw about the  
19 two rate cases?

20          A.       No, I did not.

21          Q.       Okay. At any time, have you had any  
22 discussion with Mr. Shaw about the two rate cases?

23          A.       No.

24          Q.       Okay. Do you know Mr. Faud Sharifi?

25          A.       I mean, I know who he is, but do I

1 know him? Not really, no.

2 Q. Okay. On any of the hearing dates did  
3 you have any opportunity to discuss the cases, the  
4 two cases with Mr. Sharifi?

5 A. No, I did not.

6 Q. Have you ever had any conversations  
7 with Mr. Sharifi about the two rate cases?

8 A. No, I did not.

9 Q. You have not, sir?

10 A. No, sir.

11 Q. Do you know Ms. Andrea Edwards?

12 A. No.

13 Q. Okay. Do you know Mr. Jeff Blakley?

14 A. No.

15 Q. Okay. Do you know Bob Amato?

16 A. Yes.

17 Q. Okay. And what was your understanding  
18 of what Bob Amato's capacity was at the Public  
19 Service Commission during this period of time when  
20 the hearings were ongoing?

21 A. I'm not sure of his title. I always  
22 thought he was chief engineer.

23 Q. All right, sir. That was his job.

24 A. Oh, okay.

25 Q. Did you have any conversations with

1 Mr. Amato about the rate cases on those hearing dates  
2 which you attended?

3 A. No.

4 Q. Have you ever had any conversations  
5 with Mr. Amato about the two rate cases?

6 A. No.

7 Q. All right, sir. How did you keep  
8 yourself informed, Mr. Siemens, on -- on the process  
9 of negotiation in the two rate cases?

10 A. I listened to the testimony that was  
11 being given in the hearing room. As far as the exact  
12 process of negotiation, I didn't.

13 Q. All right, sir. Are you communicating  
14 that you were basically not informed as to the  
15 process of negotiation as it was occurring in real  
16 time between the parties?

17 A. No, I was not.

18 Q. Okay. Do you recall when you first  
19 became aware that there was a settlement of any of  
20 the issues?

21 A. I think generally when -- when the  
22 attorney general made an appearance, and I think that  
23 was on -- I guess Wednesday.

24 Q. All right, sir. And did you have an  
25 understanding that there had been some agreement on

1 various issues prior to the time that he appeared on  
2 Wednesday, the 6th?

3 A. I had heard that there was an  
4 agreement on some issues. Which issues --

5 Q. The 5th, I'm sorry.

6 A. Was that Wednesday or --

7 Q. Wednesday would have been the 5th.

8 A. All right.

9 Q. I'm sorry. I interrupted you.

10 A. I was aware that there were generally  
11 some agreement between the parties. I didn't know  
12 the terms or conditions of the agreement. And then I  
13 remember the attorney general coming in, and  
14 evidently there was no longer any agreement.

15 Q. Okay. Do you remember observing the  
16 attorney general when he came in?

17 A. Mm-hmm.

18 Q. Did you talk with the attorney  
19 general?

20 A. Said hi to him.

21 Q. Other than saying hi, did you have any  
22 conversation?

23 A. That was it.

24 Q. Okay. And do I take it it was your  
25 understanding there was agreement in total or

1 agreement on some issues prior to the time he came?

2 A. I was generally aware that there was  
3 some sort of agreement. The terms and conditions, I  
4 didn't know.

5 Q. All right, sir. And you believe that  
6 was on Wednesday, the day he came.

7 A. Yes.

8 Q. All right. Now, did you have  
9 knowledge that he was on his way, coming to the  
10 Public Service Commission, or did he just simply show  
11 up? What was your recollection of the chain of  
12 events?

13 A. I think they had adjourned or recessed  
14 the hearing in anticipation of the attorney general  
15 coming. I happened to be standing out in front of  
16 the PSC when he walked in.

17 Q. All right, sir. So there was some  
18 foreknowledge that he was on his way in, coming.

19 A. Evidently. I assume that was the  
20 reason for the recess.

21 Q. All right. And do you have a sense of  
22 what time of day it actually was?

23 A. I really can't recall.

24 Q. Okay. Do you think it was toward the  
25 middle of the day?

1           A.       I just -- I honestly can't recall.

2           Q.       Let me see if I can refresh your  
3 memory a little bit. Had testimony been taken on  
4 that day that the attorney general actually came?

5           A.       There might have been. If -- if I had  
6 to guess at a time, I'd say either late morning or  
7 early afternoon, somewhere in that vicinity.

8           Q.       I don't want you to guess, but I think  
9 we can place you in time. Is it a fair statement to  
10 say you would not have been there if it was just a  
11 negotiation session, that you only came for the  
12 actual hearings themselves?

13          A.       Yes. That was the only reason I was  
14 there was for the hearing.

15          Q.       And then on some of these days, there  
16 was hearing and then there was negotiation.

17          A.       Yes.

18          Q.       Okay. So is it fair to say if you  
19 were there, there must have been either hearing  
20 earlier in time or there was going to be a hearing  
21 shortly after --

22          A.       Yes. There was a public event.  
23 Otherwise, I wouldn't have been there.

24          Q.       All right. Fair enough. Now, on that  
25 particular day, do you recall having a telephone

1 conversation with Mr. Dorman?

2 A. I don't recall.

3 Q. All right. Do you have a recollection  
4 of having discussed with him the fact that either --  
5 the attorney general was on his way?

6 A. I think everybody on that particular  
7 day was discussing that event simply because none of  
8 us had ever recalled seeing the attorney general make  
9 an appearance at a case before.

10 Q. All right, sir. Although you were  
11 aware of the fact that his staff was present, were  
12 you not?

13 A. Yes, his staff was there.

14 Q. Okay. And I take it that in rate  
15 cases it's the general rule of thumb that the  
16 attorney general is one of the interveners?

17 A. His office is one of the interveners,  
18 yes.

19 Q. Did you know the two individuals who  
20 were assigned to the LG&E and KU rate cases?

21 A. I have met them before, yes.

22 Q. Ms. Blackford, do you know her?

23 A. I do know her. I don't know her well.

24 Q. Okay. All right, sir. After the  
25 attorney general came, did you continue -- that would

1 have been the 5th -- did you continue to participate  
2 in the rate cases?

3 A. Yes.

4 Q. Okay. May the 6th would have been the  
5 next day. Do you believe you were there for at least  
6 the taking of testimony?

7 A. Yes, I believe I was.

8 Q. Okay. Do I take it from your prior  
9 statement you do not believe you were there May the  
10 7th?

11 A. I had a closing May the 7th, and I  
12 don't believe I was there May the 7th. I was closing  
13 on the house.

14 Q. All right, sir. May the 12th the  
15 parties were again back in front of the commission.  
16 There was a little testimony taken and then some  
17 stipulations and settlement understandings  
18 communicated to the commission. Were you there and  
19 present on May the 12th?

20 A. I was at the PSC. I was not at that  
21 hearing. There was another meeting on May the 12th  
22 that I attended.

23 Q. All right, sir. Were you present on  
24 May the 6th when Mr. Raff addressed the commissioners  
25 and informed him that the attorney general had made a



1 radio address where he had stated that there was, in  
2 his opinion, collusion in the process before the  
3 Public Service Commission as to rate cases?

4 A. Yes, I was present there.

5 Q. Okay. Tell me what you recall of the  
6 chain of events.

7 A. I remember in the hearing Mr. Raff  
8 made that statement. I remember Chairman Goss asking  
9 each one of the interveners, each one of the  
10 participants in the rate case, if they had any  
11 knowledge of collusion, if they had been involved in  
12 collusion. I remember their responses. And then the  
13 hearing, I think, continued.

14 Q. All right, sir. Do you recall  
15 Mr. Riggs also making a statement requesting that if  
16 anybody believed that the stipulation and agreement  
17 had been entered into or that the process had been  
18 unfair, that they should come forward at that point  
19 in time?

20 A. Yes, I do recall that.

21 Q. Okay. Did anybody come forward?

22 A. No one came forward.

23 Q. All right, sir. Do I take it, then,  
24 that you did not actually participate in any of the  
25 settlement discussions and that any information that

1     you garnered was from the public record?

2             A.       Yes.

3             Q.       Okay. Let me talk to you about some  
4     phone records, and I'm going to show these to you and  
5     represent to you that these are the phone records of  
6     one Mr. Thomas Dorman. I want to ask you about some  
7     of these entries and see if you can recall them.  
8     One, have you ever seen this document before?

9             A.       Yes, I have.

10            Q.       All right. In addition -- let me ask  
11    you a couple of general questions so that I get a  
12    sense of this. In addition to the matters of the  
13    rate cases, there were other matters before the  
14    Public Service Commission, not rate cases, not  
15    complaint cases, at that point in time that the  
16    LG&E/KU was interested in. Am I correct?

17            A.       Yes, there were.

18            Q.       Okay. Sitting here today and  
19    reflecting on it -- I know you've spent time and --  
20    this whole chain of events in May of 2004, can you  
21    tell me what those other issues were that were on  
22    your plate and LG&E's plate as it dealt with the  
23    Public Service Commission?

24            A.       At that time, I guess the primary  
25    issue would have been the Snyder transmission line.

1 It had been an ongoing issue where we were trying to  
2 locate a transmission line along the Snyder Freeway.  
3 There had been several complaints filed with the PSC,  
4 or at least concerns filed with the PSC. I don't  
5 think it had been elevated to complaint status at  
6 that point. Property owners wanted a meeting in  
7 Frankfort. The PSC had asked several questions about  
8 the line. We had provided them with some  
9 information. We were continuing to supply them with  
10 maps, records, drawings of the line, and that was  
11 going on contemporaneously with the rate hearing.

12 Q. All right, sir. And who at the Public  
13 Service Commission was in charge of that project?

14 A. Beth O'Donnell, who was Mr. Dorman's  
15 successor, was in one of the meetings. There were  
16 other staff people from the PSC. There were people  
17 from LG&E that were involved in transmission, real  
18 estate right-of-way, corporate communications there.

19 Q. Was Mr. Dorman involved?

20 A. Mr. Dorman was at the meeting. I  
21 don't know if he was at the entire meeting on the  
22 12th, but he was at a substantial part of it. They  
23 were transitioning the role of executive director at  
24 that time.

25 Q. All right, sir. When do you first

1 remember the Snyder transmission issue being on your  
2 agenda of discussion items with the Public Service  
3 Commission?

4 A. That would have been -- the entire  
5 transmission issue, of which the Snyder was a small  
6 subset, became an issue back in the 2004 session of  
7 the General Assembly. The Snyder transmission line  
8 itself didn't become an issue until -- probably  
9 starting in April, May, June of 2004.

10 Q. All right, sir. And when you say  
11 "Snyder," are you talking about the Gene Snyder --

12 A. Yes, sir.

13 Q. -- and a transmission line for a  
14 particular private development, as I understand it?

15 A. No. It was for system reliability.  
16 You might have recollected an article in the Courier  
17 recently where there was a picture of a map in an  
18 area where service might be in jeopardy if certain  
19 contingencies occurred this summer. High heat,  
20 failure of a line could result in system reliability.  
21 We were building the Snyder transmission line in  
22 order to bolster reliability in the northeastern  
23 quadrant because of the amount of growth that had  
24 occurred out in the Brownsboro Road, 42, 22, Oldham  
25 County area.

1 Q. Okay. Did Mr. Dorman participate in  
2 April with regard to the Snyder transmission line?

3 A. He had been briefed in April on the  
4 line, as had other staff members of the PSC. This  
5 was a major transmission line. They're always  
6 contentious affairs.

7 Q. All right, sir. With regard to the  
8 meeting of May the 12th, did Mr. Dorman participate  
9 in that?

10 A. I believe he was there, yes, sir.

11 Q. All right. Were there any meetings in  
12 May prior to the meeting of May the 12th?

13 MR. SNYDER: About the Snyder?

14 MR. GOLDBERG: Yes, sir, thank you.

15 A. I don't think there were any meetings  
16 at the PSC prior to May the 12th. There was a  
17 meeting after May 12th also, but I don't think any  
18 prior.

19 Q. All right, sir. Now let's take a look  
20 at our telephone records if we can. Let us look  
21 at -- the first one I want to look at is item 67.  
22 You'll find that at the bottom of the first page.  
23 And that is referencing May the 4th. It appears to  
24 be a phone call to you, 553-0598?

25 A. Yes.

1 Q. Is that you, sir?

2 A. That would be my cell phone.

3 Q. All right. And my knowledge of this  
4 is Mr. Dorman has previously identified many of the  
5 entries on here, so that is your cell phone number,  
6 is it not?

7 A. Yes, it is.

8 Q. Okay. And the time is 4:27 p.m., and  
9 that's a 5-minute phone conversation.

10 A. Yes.

11 Q. I take it May the 4th was one of the  
12 days you would have been at the Public Service  
13 Commission involved in the hearing process. Am I  
14 correct?

15 A. Yes, it was.

16 Q. Okay. And that call appears at  
17 4:27 p.m. I'm representing to you that there were  
18 people who were engaged in the negotiating process  
19 over the rate cases on the premises at the Public  
20 Service Commission as of that point in time of the  
21 day. With that as a predicate, do you have any  
22 knowledge of what you and Mr. Dorman were talking  
23 about?

24 A. Not offhand. I can tell you that it  
25 was not the rate case because we never talked about

1 the rate case, but it could have been any one of a  
2 number of different things. I just don't have any  
3 recollection.

4 Q. Okay. May the 4th would have been  
5 Tuesday. I take it May the 5th is the day, as I  
6 recall from your previous statement, that the  
7 attorney general actually came. So this would have  
8 been prior to the attorney general actually coming to  
9 the premises?

10 A. I believe so.

11 Q. All right, sir. Do I take it that you  
12 did not know the attorney general was going to come  
13 to the premises on May the 5th as of May the 4th?

14 A. I don't recall.

15 Q. All right, sir. You don't know?  
16 Mr. Dorman has stated that from time to time, in  
17 addition to other social things that you would  
18 communicate about, that you talked about politics.  
19 Do you have a recollection of that?

20 A. Talked about it incessantly.

21 Q. All right, sir. With that as a small  
22 refresher of your recollection, could you have been  
23 talking about politics on May the 4th for 5 minutes?

24 A. We could very likely have. This was a  
25 time when Tom was transitioning out of his current

1 role. His service in government was coming to an  
2 end. This was a new administration, a new -- a new  
3 set of dynamics, so quite possibly we could have been  
4 talking about that.

5 Q. Okay. Were you assisting him in some  
6 capacity in at least thinking about the process of  
7 obtaining another job?

8 A. No, not really. I mean, he was 57,  
9 58 years old. He had told me he was going to be  
10 retiring and take a few trips. If he had asked me,  
11 I'd be happy to use my name as a reference or  
12 anything like that. I've known him for better than a  
13 quarter of a century.

14 Q. All right, sir. Let's turn the page.  
15 I'm interested in item No. 70. Do you see item 70 --

16 A. Yes, sir.

17 Q. -- May the 5th?

18 That is to, again, 553-0598, your cell  
19 phone. It's at 12:30 p.m. and it is a 2-minute call.  
20 Do you see that?

21 A. Yes, sir.

22 Q. Okay. Now, do you have a recollection  
23 of what that call was about?

24 MR. SNYDER: Would the word "incoming"  
25 indicate that it was George calling Tom?



1 MR. GOLDBERG: Yes, thank you.

2 A. My best recollection is -- as I  
3 mentioned earlier, my wife and I were trying to close  
4 on a house that we had purchased. And I was trying  
5 to get a feel from Tom if, in his mind, this was  
6 still on schedule, the hearing process was still on  
7 schedule. I was asking our people the same thing.  
8 If necessary, I would have delayed the closing, but I  
9 would have preferred not to. I was trying to call  
10 him, my best recollection, to seek his input on that.  
11 I don't know that I actually talked with him on that  
12 occasion just because of the number of minutes on the  
13 call.

14 Q. I.e., 2 minutes?

15 A. Yes. It's quite likely it could have  
16 gone to an answering machine or whatnot.

17 Q. And why would you have called him to  
18 ascertain that information?

19 A. I just thought that since he was the  
20 executive director, he would be in a pretty good  
21 position to let me know from his perspective if  
22 things were moving on track, if he thought it would  
23 finish in time.

24 Q. Okay. Did you have an understanding  
25 that he was involved in the process somehow or

1 another in his capacity as executive director,  
2 process of negotiation and hearing?

3 A. No. I just thought from a procedural  
4 standpoint.

5 Q. All right, sir. I then see an  
6 incoming call which would be item 73. And that's  
7 incoming from you, is it not, at 4:27 p.m.?

8 A. Yes.

9 Q. Okay. And that one was for 1 minute.  
10 Does that indicate to you whether or not you actually  
11 talked to him or possibly voice-mail?

12 A. I don't recollect talking to him on  
13 either one of those calls. I thought it was probably  
14 just me not being able to run him down. A minute is  
15 not a long time.

16 Q. In your --

17 A. I don't think I made a connection.

18 Q. In your personal experience with  
19 Mr. Dorman, is that a -- would that be an extremely  
20 short conversation?

21 A. It's hard to do much of anything in a  
22 minute by the time you call and people route you to  
23 voice-mail or the signal fails. A number of things  
24 happen.

25 Q. Other than the short period of time,

1 is there anything else that leads you to believe that  
2 you did not contact him in either call?

3 A. I don't recollect talking to him on  
4 either occasion.

5 Q. Okay. Fair enough. Now, let me turn  
6 your attention to item 74, which is the next entry.  
7 That's 45 minutes later, and that's for one minute.  
8 Same situation there?

9 A. I think -- is that an incoming call  
10 from me or is that him trying to call me?

11 Q. That would appear to be him trying to  
12 call you.

13 A. I don't think he ever got me either.

14 Q. All right, sir. You don't remember  
15 talking to him --

16 A. No, sir.

17 Q. -- at 5:15 p.m. on May the 6th?

18 A. No.

19 Q. Okay. Let's turn now, if we can, to  
20 May the 11th, which will be entry 97 on the next  
21 page. That would also appear to be a call from  
22 him -- from you to him. Do you see that, 5:02 p.m.?

23 MR. SNYDER: 97?

24 MR. GOLDBERG: Yes, sir.

25 A. Yes.

1 MR. SNYDER: That would be a call from  
2 Tom to George.

3 MR. GOLDBERG: I'm sorry, thank you.

4 Two minutes. Do you have a  
5 recollection of him having called you on that day,  
6 May the 11th?

7 A. I'm sure he did, and that would more  
8 than likely be -- my recollection is we had a hearing  
9 or a meeting the next day on the Snyder transmission  
10 line up at the PSC, and we could very well have been  
11 talking about that.

12 MR. SNYDER: Jon, may I suggest you  
13 look at 97 and 98 together.

14 MR. GOLDBERG: I'm getting ready to  
15 ask him about 98.

16 Ninety-eight is a 5-minute call two  
17 minutes later. And would that indicate to you that  
18 you actually made contact in the second call of May  
19 the 11th and spoke for 5 minutes?

20 A. Well, this is Mr. Dorman calling me.

21 Q. Yes, sir.

22 A. If I had to guess, I'd say it would  
23 probably signal failure on the first one and he  
24 called back or something came up and he called back  
25 2 minutes later.

1           Q.       All right, sir. And what do you  
2 recall of the content of the conversation, if  
3 anything?

4           A.       We would more than likely have been  
5 chatting about the Snyder Freeway -- or Snyder  
6 transmission line. There was a meeting the next day  
7 at the PSC where we were bringing up staff people  
8 from LG&E, maps, data, and wanted to make sure that  
9 we were bringing the right things and we were being  
10 responsive.

11          Q.       And are you certain you did not talk  
12 about the two rate cases?

13          A.       Absolutely not. We might have chatted  
14 about politics, might have chatted about the AG's  
15 appearance, but we wouldn't have talked about the  
16 rate cases.

17          Q.       All right, sir. And then finally May  
18 the 12th, entry 100. Do you see that?

19          A.       Yes.

20          Q.       Okay. That is a 6-minute phone call,  
21 9:24 a.m. Do you have a recollection about that  
22 particular phone call?

23          A.       That would have been me calling up --  
24 it's incoming to my line. That would have, again,  
25 been the Snyder Freeway. We had the hearing at the

1 PSC starting at about 8:00 that morning. And I'm  
2 assuming that is Tom calling to check the status. He  
3 was in and out of that meeting. That's the only  
4 reason that I could think that we'd be talking then.

5 Q. That was the day the parties were  
6 together in the two rate cases. Why do you believe  
7 you were talking about the Snyder transmission as  
8 opposed to the -- potentially the rate cases?

9 A. Because I had five people from LG&E.  
10 I had two property owners along the Gene Snyder and  
11 three or four people from the PSC in one of the  
12 meeting rooms over there. And we had maps spread out  
13 on the table, and we were showing them the location  
14 of the line. And we were responding to questions  
15 from at least three affected property owners.

16 Q. And why would you have been talking to  
17 Mr. Dorman about those issues?

18 A. That was part of -- at that point,  
19 still part of his job.

20 Q. And did you see him as one of your  
21 contact people on the Snyder transmission line  
22 issues?

23 A. Yes.

24 Q. All right, sir. Is that matter still  
25 ongoing as we sit here today?

1           A.       It's now in circuit court.

2           Q.       All right, sir. So that I am clear,  
3 it is your testimony that other than the possibility  
4 that you talked about the attorney general's  
5 appearance, you believe that none of these entries  
6 that we've discussed were conversations about the two  
7 rate-making cases themselves or the content therein.

8           A.       The rate cases were not discussed by  
9 me or by Mr. Dorman in any of these conversations.

10          Q.       All right, sir. Are you familiar with  
11 an organization by the name of NARUC?

12                   MR. SNYDER: Don't you want to cover  
13 101?

14                   MR. GOLDBERG: I'm sorry.

15                   MR. SNYDER: Two calls on May 12. 100  
16 is incoming, meaning George called Tom, and 101  
17 indicates Tom called George at 12:20, shortly  
18 afternoon that same day.

19                   MR. GOLDBERG: Let's take a look at  
20 that one. Thank you.

21                   MR. SNYDER: You're welcome.

22          Q.       One minute. Do you have any  
23 recollection of any of the events of that phone call?

24          A.       No, I don't -- I don't recollect any  
25 conversation occurring then. That might have been a

1 voice-mail or a voice message.

2 Q. All right, sir. Was there any  
3 unfinished business as it related to the Snyder  
4 transmission line for that particular day which you  
5 may have been calling him about?

6 A. It could very well have been because  
7 normally when we have one of the meetings, I will  
8 call up Mr. Dorman, or whoever is responsible at the  
9 PSC for that particular issue, and ask them what  
10 information do you want us to bring? They'll tell  
11 us, we'll try to bring that information. At the  
12 meeting, we present the information. I'll ask them,  
13 "Do you have everything that you need?" Yes or no.

14 Then generally about two or three  
15 hours later, I'll follow up with another telephone  
16 call. "Have you had a chance to review the  
17 information? Do you have any questions? Do you need  
18 anything additional? Did we present it in a manner  
19 in which you could understand it?" There's a lot of  
20 follow-up on these things, and I'm very religious  
21 about following up.

22 Q. Is it your belief that the 1-minute  
23 phone call, 101, was indeed a call or a message left  
24 about the Snyder transmission line issues?

25 A. It could have been that or it just



1       could have been a phone call that didn't go through.

2               Q.       Okay. So that I am thorough here, do  
3       you see any other phone calls either initiated by  
4       Mr. Dorman and/or yourself on this exhibit?

5               MR. SNYDER: What time frame are you  
6       looking at, Mr. Goldberg?

7               MR. GOLDBERG: I'm just looking at the  
8       exhibit as a whole.

9               MR. SNYDER: You might look at May 21  
10      and May 24.

11              MR. GOLDBERG: Thank you.

12              MR. SNYDER: You're welcome. Item 29  
13      on May 21, and item 38 on May 24.

14              Q.       All right. May 21 is a 3-minute --

15              MR. SNYDER: Both indicating they're  
16      calls by Dorman to George.

17              MR. GOLDBERG: All right, sir.

18              Mr. Siemens, do you have any  
19      information that would be helpful to us, first  
20      dealing with May 21? Can you tell us what that phone  
21      call was about?

22              A.       If I had a calendar, it might help a  
23      little bit. But there were two meetings on the  
24      Snyder. One was on the 12th, and the other was -- my  
25      recollection it was on the 24th. So my guess is we

1     were talking about -- if the 21st is a Friday and the  
2     24th is a Monday, there's -- I'm trying to get my  
3     dates straight here. That would have been a call  
4     making sure that we had the proper stuff, proper  
5     information to bring up for the hearing which I  
6     believe was on the 24th, if my memory serves me  
7     right. Not a hearing. I went up there with Laura  
8     Douglas on Monday.

9             Q.       Monday before the 21st or Monday  
10            before the date of your meeting?

11           A.       I think Monday is the 24th.

12           Q.       All right.

13           A.       And I think the 21st would have been  
14     maybe a Friday. My recollection is that would be  
15     dealing with the Snyder Freeway. I believe we were  
16     late for a 3:00 meeting, and that was one of the  
17     reasons I --

18           Q.       On the 21st?

19           A.       Yeah.

20           Q.       All right, sir.

21           A.       I know on the 24th -- and again, if I  
22     had a calendar, I'd know for sure.

23                   MR. SNYDER: You should also look at  
24     item 41.

25                   MR. GOLDBERG: Well, let's back up. I

1 thought we were looking at item 29.

2 MR. SNYDER: Right. I just meant in  
3 terms of what he's testifying about the 21st and  
4 24th, I overlooked the fact that there's a second  
5 call on the 24th, item No. 41.

6 MR. GOLDBERG: All right. We'll get  
7 to that one in a moment.

8 MR. SNYDER: Just trying to flag it  
9 for you, Jon.

10 MR. GOLDBERG: I appreciate that.

11 Let's deal back with the one at  
12 11:50 a.m. So that I'm clear on this, Mr. Siemens,  
13 are you saying there was a meeting on the 21st?

14 A. No. There was a meeting on the 24th,  
15 the best of my recollection.

16 Q. All right. We'll get to that in a  
17 second. Tell me what you believe the May 21st entry,  
18 No. 29, that conversation was about.

19 A. That would have been about -- my best  
20 recollection is the Snyder Freeway. I was bringing  
21 Laura Douglas up with some additional information on  
22 the 24th. And we were probably checking in to see if  
23 we needed to bring anything more than what -- or I  
24 was telling them what I was going to bring up, what  
25 information, if that was sufficient or they needed

1 anything else.

2 Q. All right, sir. And what leads you to  
3 believe that was your conversation with him?

4 A. Those were the issues that were --  
5 that I was working on at the time. It was a fairly  
6 contentious transmission line. The -- they weren't  
7 interveners at this point, but the property owners  
8 were adamant in their opposition to the line. And  
9 the company needed to have the line put in in order  
10 to guarantee reliability in the northeast quadrant.

11 Q. All right, sir. Let's now look at  
12 entry 38, which is a 2-minute call at 3:10 p.m.  
13 That's on May 24th. That would have been the date of  
14 your meeting?

15 A. Yes.

16 MR. SNYDER: That's a call from Dorman  
17 to Siemens.

18 Q. All right, sir.

19 A. My best recollection is that I think  
20 he called me because we were running a little bit  
21 late. I didn't quite get there on time.

22 Q. What do you recall was the date -- or  
23 the time of your appointment?

24 A. About 3:00.

25 Q. Okay. This phone entry is as of

1 3:10 p.m., so is that what is refreshing your  
2 memory --

3 A. Mm-hmm.

4 Q. -- that you were late for your  
5 meeting?

6 A. Yeah.

7 Q. Okay. And then item 41, a 6-minute  
8 call, 5:37 p.m. on May 24th. Do you have a  
9 recollection of that phone conversation?

10 MR. SNYDER: That's from Siemens to  
11 Dorman.

12 A. Yes. That's me checking on the  
13 outcome of the meeting. "Were we responsive? Did we  
14 give you what you needed? Do you have any additional  
15 questions?" This was a very large line and one of  
16 the first large lines we built in this part of the  
17 county, so it occasioned a lot of attention.

18 Q. All right, sir. Anything else in this  
19 exhibit, either a call to or a call from Mr. Dorman?

20 A. I don't see anything else here.  
21 Did you?

22 MR. SNYDER: No. Me neither.

23 Q. I'm not aware of any.

24 Mr. Snyder, did you see any?

25 MR. SNYDER: No, I did not see any.

1           Q.       All right. Now, I was asking you  
2 about an organization by the name of NARUC. Are you  
3 familiar with that?

4           A.       Yes, sir.

5           Q.       What is NARUC?

6           A.       National Association of Regulatory  
7 Utility Commissioners. It is a group of utility or  
8 PSC commissioners nationwide.

9           Q.       Okay. And it's my understanding that  
10 they meet on a fairly regular basis?

11          A.       Yes, they do.

12          Q.       Okay. And they meet at different  
13 places around the country?

14          A.       Yes.

15          Q.       Okay. And are members of the  
16 regulated community, i.e., utilities, et cetera, also  
17 participants?

18          A.       Yes. The regulating community,  
19 electric, telephone, water, gas, all come to the  
20 meetings, or at least have the ability to come to the  
21 meetings.

22          Q.       All right. And do you, George  
23 Siemens, go to the meetings on a fairly regular  
24 basis?

25          A.       I go to some of them, yes.

1           Q.       All right. Let me turn your attention  
2 to one that would have been in this general time  
3 frame, and ask you if you attended. The one in  
4 Denver, August 4th, 2003?

5           A.       I did not go to that one.

6           Q.       Okay. Did persons from LG&E go?

7           A.       I believe they did.

8           Q.       All right. And do you know whether  
9 members from the Public Service Commission went?

10          A.       I don't know.

11          Q.       Let's turn our attention to  
12 March 18th, 2004, the NARUC convention in  
13 Washington, D.C. Did you attend that?

14          A.       I believe I did, but I would have to  
15 check my calendar. I'm not for sure if it was --  
16 that would have been during the legislative session.

17          Q.       Do you have a recollection of being in  
18 Washington, D.C., for that convention or you don't?

19          A.       Short of looking at a calendar, I  
20 could have been there, could not have been there.  
21 But if the legislature was in session, it's likely  
22 that I was not there.

23          Q.       And thus I take it you have no  
24 recollection of the events at the NARUC convention in  
25 March of 2004?

1           A.       Not offhand, no.

2           Q.       Let me ask you about some social  
3 contact with Marty Huelsman. I take it, especially  
4 during legislative session, it was not unusual for  
5 you to have lunch and/or dinner with Mr. Huelsman.  
6 Am I correct?

7           A.       Yes.

8           Q.       Okay. And was the purpose of these  
9 lunches and/or dinners business, social or both?

10          A.       A good bit of social. Some business.  
11 We would discuss events that were pending in  
12 Frankfort at that time in front of the General  
13 Assembly, or we would talk about issues that were  
14 pending in -- in front of Congress.

15          Q.       All right, sir. Is it your testimony,  
16 consistent with your prior statement, that at none of  
17 these social occasions, be it dinner, lunch or Shelby  
18 Street, with Mr. Huelsman that you talked about the  
19 rate cases?

20          A.       No, we did not discuss the rate cases.

21          Q.       Okay. And let me ask you that same  
22 question with regard to Mr. Dorman. At lunches and  
23 dinners and social exchanges at -- on Shelby Street,  
24 did you ever have occasion to talk about the rate  
25 cases?



1           A.       We never talked -- discussed the rate  
2 cases.

3                   MR. GOLDBERG:   That's all I have,  
4 Mr. Siemens.

5                   THE WITNESS:   Thank you, sir.

6                   MR. GOLDBERG:   Thank you much.   I want  
7 to make the phone record an exhibit.

8                   (DEPOSITION EXHIBIT NO. 1 MARKED)

9  
10                   (STATEMENT CONCLUDED AT 10:30 A.M.)

11                               \*     \*     \*

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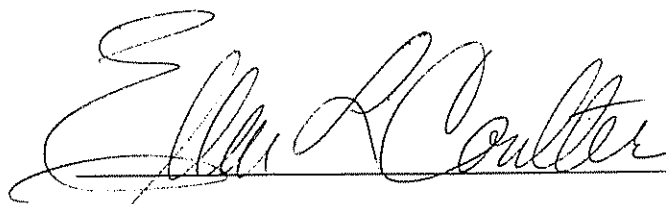
1 STATE OF KENTUCKY        )  
2 COUNTY OF JEFFERSON    )( SS:  
3

4 I, ELLEN L. COULTER, Notary Public,  
5 State of Kentucky at Large, hereby certify that the  
6 foregoing sworn statement was taken at the time and  
7 place stated in the caption; that the appearances  
8 were as set forth in the caption; that prior to  
9 giving testimony the witness was first duly sworn by  
10 me; that said testimony was taken down by me in  
11 stenographic notes and thereafter reduced under my  
12 supervision to the foregoing typewritten pages and  
13 that said typewritten transcript is a true, accurate  
14 and complete record of my stenographic notes so  
15 taken.

16 I further certify that I am not  
17 related by blood or marriage to any of the parties  
18 hereto and that I have no interest in the outcome of  
19 captioned case.

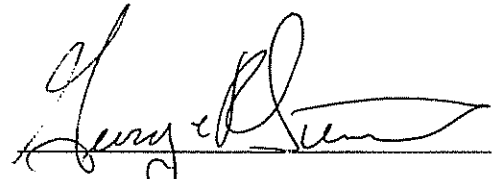
20 My commission as Notary Public expires  
21 November 5, 2007.

22 Given under my hand this the 8th  
23 day of August, 2005, at Louisville,  
24 Kentucky.

25  


ELLEN L. COULTER  
NOTARY PUBLIC

1 I, the undersigned, GEORGE SIEMENS, do  
2 hereby certify that I have read the foregoing sworn  
3 statement, and that, to the best of my knowledge,  
4 said sworn statement is true and accurate, with the  
5 exception of the corrections, if any, listed on the  
6 errata sheet.

7   
8  
9 GEORGE SIEMENS

10  
11 Subscribed and sworn to before me this 29<sup>th</sup>  
12 day of August, 2005.

13  
14  
15  
16   
17 NOTARY PUBLIC

18  
19 My commission expires Jan 22, 2009

20  
21 KATHY L. WILSON  
22 Notary Public, State at Large, KY  
23 My Commission Expires: January 22, 2009  
24  
25

COULTER REPORTING, LLC  
101 EAST KENTUCKY STREET, SUITE 200  
LOUISVILLE, KY 40203

ERRATA SHEET

NAME George Siemens DATE OF DEPOSITION July 28, 2005

After having read my deposition, I wish to make the following changes: None

Page \_\_\_\_\_ Line \_\_\_\_\_

Change \_\_\_\_\_

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**FROM OFFICE**

[illegible][illegible]

Airtime Messages - Current Usage			Number Called	Prd	Type	Time
Date	Place Called					
96. MAY 11	INCOMING		CL 502 330-1270	P	M	834AM
97. MAY 11	LOUISVILLE		KY 502 553-0598	P	M	504PM
98. MAY 11	LOUISVILLE		KY 502 553-0598	P	M	504PM
99. MAY 11	INCOMING		CL 502 330-1270	P	M	508PM
100. MAY 12	INCOMING		CL 502 553-0598	P	M	504PM
101. MAY 12	LOUISVILLE		KY 502 553-0598	P	M	1204PM
102. MAY 12	FRANKFORT		KY 502 223-4687	P		419PM
103. MAY 12	FRANKFORT		KY 502 223-7655	P		617PM
104. MAY 12	FRANKFORT		KY 502 545-4158	P		619PM
105. MAY 12	FRANKFORT		KY 502 223-4687	P		711PM
106. MAY 12	INCOMING		CL 502 223-4687	P		715PM
107. MAY 13	FRANKFORT		KY 502 696-5647	P		849AM
108. MAY 13	FRANKFORT		KY 502 223-4687	P		424PM
109. MAY 13	INCOMING		CL 502 223-4687	P		736PM
110. MAY 15	WINDOM		000 000-0000	N	M	714AM
111. MAY 15	FRANKFORT		KY 502 330-1270	N	M	1116AM
112. MAY 15	FRANKFORT		KY 502 223-7655	N	M	348PM
113. MAY 15	FRANKFORT		KY 502 223-4678	N	M	351PM
114. MAY 15	FRANKFORT		KY 502 223-4687	N	M	352PM
115. MAY 15	FRANKFORT		KY 502 330-1270	N	M	353PM
116. MAY 15	FRANKFORT		KY 502 330-1270	N	M	400PM
117. MAY 15	FRANKFORT		KY 502 223-4687	N	M	400PM
118. MAY 16	FRANKFORT		KY 502 223-4687	N	M	415PM
119. MAY 17	VOICE MAIL		CL 502 875-0500	P		619PM
120. MAY 17	FRANKFORT		KY 502 223-4687	P		816PM
121. MAY 18	INCOMING		CL 502 330-1270	P	M	727AM
122. MAY 18	INCOMING		CL 502 564-2499	P		1205PM
			CL 502 227-9261	P		348PM

123. MAY 18 INCOMING  
NONPAYMENT OF ITEMS ON  
IN DISCONNECTION OF YOUR LOCAL TELEPHONE SERVICE!  
HOWEVER, COLLECTION OF UNPAID CHARGES MAY BE  
ENFORCED BY THE SERVICE PROVIDER.

Page 15

\*\* Cingular Wireless \*\* (MB2, B0AC01)

THOMAS DORMAN  
Account Number: 502 875-3893 231 0487  
Bill Period Date: Jun 2, 2004  
Questions: Call 1 877 678-BELL

For Cingular Wireless Billing Questions, Call 1 877 678-BELL

Do not attempt to print

Detail Airtime Usage Charges (cc

Airtime Messages	~ Current Usage				
Date	Place Called	Number Called	Prd Type	Time	Min
			p	423PM	4.0

• •

INSELC X	TICKET ID	GEO CODE
0	6L2D	FIN00

Airtime Total  
Contact Airtime Minutes: 238.0

stipendiary and credit

125. ACTIVATION FEE

1176- /\$9.95 SHIPPING CHARGE

LINE	DESCRIPTION	AMOUNT	DATE	REMARKS
126.	743.93 BALANCE			
127.	BMS-INSTALLMENT CHARGES			

127. BNE-ANGULAR  
128. CINGULAR DETAILED BILLING

129. ABUNGEN 450R 1K12H 5K1W

123. All other  
Other Charges and Credits Total

**TEXT**

130. FEDERAL EXCISE TAX

131. STATE SALES TAX

**CONFIDENTIAL**

CONFIDENTIAL

Detailed Statement of Nonregulated Charges

Detail Airtime Usage Charges (continued)  
Type (TYP): C-Call Waiting; D-Data Call; F-Call Forwarding  
I-Incoming Call; K-Fax Call; M-Mobile to Mobile Discount;  
P-Priority Access Service; R-Roam with Home;  
S-Shared Minutes; T-Three Way Calling;  
W-Nights and Weekends  
Local Airtime Charges  
Airtime Minutes 229.0

GEO CODE

Airtime Messages - Current Usage				INSLC X TICKET ID	
Date	Place Called	Number Called	Prd Type Time	Min	
22. MAY 19	FRANKFORT	KY 502 330-1270	P M 1042PM	7.0	0 6L2D FIN00
23. MAY 19	INCOMING	CL 502 627-2323	P 1131AM	7.0	0 6L2D FIN00
24. MAY 19	VOICE MAIL	CL 502 875-0500	P 237PM	1.0	0 6L2D FIN00
25. MAY 19	INCOMING	CL 502 223-4687	P 538PM	1.0	0 6L2D FIN00
26. MAY 20	VOICE MAIL	CL 502 875-0500	P 1120AM	1.0	0 6L2D FIN00
27. MAY 20	INCOMING	CL 502 223-4687	P 110PM	1.0	0 6L2D FIN00
28. MAY 20	VOICE MAIL	CL 502 875-0500	P 133PM	1.0	0 6L2D FIN00
29. MAY 21	LOUISVILLE	KY 502 553-0598	P M 1150AM	3.0	0 6L2D FIN00
30. MAY 21	INCOMING	CL 502 564-3689	P 215PM	1.0	0 6L2D FIN00
31. MAY 21	FRANKFORT	KY 502 330-1270	P M 229PM	2.0	0 6L2D FIN00
32. MAY 21	FRANKFORT	KY 502 223-4687	P M 319PM	2.0	0 6L2D FIN00
33. MAY 21	FRANKFORT	KY 502 223-4687	P M 1004AM	2.0	0 6L2D FIN00
34. MAY 23	FRANKFORT	KY 502 227-0821	N M 629PM	1.0	0 6L2D FIN00
35. MAY 23	INCOMING	CL 502 875-4180	N M 642PM	2.0	0 6L2D FIN00
36. MAY 23	INCOMING	KY 502 330-1270	P M 233PM	2.0	0 6L2D FIN00
37. MAY 24	LOUISVILLE	KY 502 553-0598	P M 310PM	2.0	0 6L2D FIN00
38. MAY 24	INCOMING	CL 502 330-1270	P M 437PM	3.0	0 6L2D FIN00
39. MAY 24	FRANKFORT	KY 502 330-1270	P M 440PM	2.0	0 6L2D FIN00

NONPAYMENT OF ITEMS ON THIS SHEET WILL NOT RESULT  
IN DISCONNECTION OF YOUR LOCAL TELEPHONE SERVICE;  
HOWEVER, COLLECTION OF UNPAID CHARGES MAY BE  
PURSUED BY THE SERVICE PROVIDER.

Page 11

\*\* Cingular Wireless \*\* (NB2,BOAC01)

Account Number: 502 875-3893 231 0487

Bill Period Date: Jul 2, 2004

For Cingular Wireless Billing Questions, Call 1 877 678-BELL

Detailed Statement of Nonregulated Charges

For Cingular Wireless Billing Questions, Call 1 877 678-BELL

GEO CODE

Detail Airtime Usage Charges - Current Usage				INSLC X TICKET ID	
Date	Place Called	Number Called	Prd Type Time	Min	
41. MAY 24	INCOMING	CL 502 553-0598	P M 537PM	6.0	0 6L2D FIN00
42. MAY 25	FRANKFORT	KY 502 330-1270	P M 933AM	2.0	0 6L2D FIN00
43. MAY 25	WINDOM	000 000-0000	P M 330PM	4.0	0 6L2D FIN00
44. MAY 25	WINDOM	000 000-0000	P M 334PM	7.0	0 6L2D FIN00
45. MAY 26	VOICE MAIL	CL 502 875-0500	P 231PM	7.0	0 6L2D FIN00
46. MAY 26	FRANKFORT	KY 502 564-3940	P 336PM	4.0	0 6L2D FIN00
47. MAY 26	FRANKFORT	KY 502 564-3940	P 341PM	5.0	0 6L2D FIN00
48. MAY 26	FRANKFORT	KY 502 330-1270	P M 512PM	1.0	0 6L2D FIN00
49. MAY 26	FRANKFORT	KY 502 330-1270	P M 529PM	6.0	0 6L2D FIN00
50. MAY 27	VOICE MAIL	CL 502 875-0500	P 845AM	2.0	0 6L2D FIN00
51. MAY 27	VOICE MAIL	CL 502 875-0500	P 307PM	1.0	0 6L2D FIN00
52. MAY 27	FRANKFORT	KY 502 330-1270	P M 329PM	3.0	0 6L2D FIN00
53. MAY 28	INCOMING	CL 502 223-8239	P 940AM	1.0	0 6L2D FIN00

CONFIDENTIAL



CONFIDENTIAL

54. MAY 28 VOICE MAIL	CL 502 875-0500	P	950AM	2.0	0 6L2D	FIN00
55. MAY 28 INCOMING	CL 502 223-4687	P	551PM	3.0	0 6L2D	FIN00
56. MAY 29 FRANKFORT	KY 502 875-3903	N W	831AM	1.0	0 6L2D	FIN00
57. MAY 29 FRANKFORT	KY 502 875-1817	N W	906AM	1.0	0 6L2D	FIN00
58. MAY 29 FRANKFORT	KY 502 875-1817	N W	954AM	1.0	0 6L2D	FIN00
59. MAY 29 FRANKFORT	KY 502 223-4687	N W	718PM	1.0	0 6L2D	FIN00
60. MAY 30 LOUISVILLE	KY 502 992-6875	N W	1040AM	4.0	0 6L2D	FIN00
61. MAY 31 INCOMING	CL 502 223-4687	P	345PM	3.0	0 6L2D	FIN00
62. MAY 31 FRANKFORT	KY 502 223-4687	P	403PM	3.0	0 6L2D	FIN00
63. MAY 31 FRANKFORT	KY 502 223-4687	P	647PM	7.0	0 6L2D	FIN00
64. MAY 31 INCOMING	CL 502 223-4687	P	737PM	2.0	0 6L2D	FIN00
65. JUN 1 VOICE MAIL	CL 502 875-0500	O W	645AM	2.0	0 6L2D	FIN00
66. JUN 1 FRANKFORT	KY 502 564-3940	P	1130AM	1.0	0 6L2D	FIN00
67. JUN 1 FRANKFORT	KY 502 564-3940	P	1132AM	1.0	0 6L2D	FIN00
68. JUN 1 COVINGTON	KY 859 750-5348	P	1133AM	1.0	0 6L2D	FIN00

NONPAYMENT OF ITEMS ON THIS SHEET WILL NOT RESULT  
IN DISCONNECTION OF YOUR LOCAL TELEPHONE SERVICE;  
HOWEVER, COLLECTION OF UNPAID CHARGES MAY BE  
PURSUED BY THE SERVICE PROVIDER.

\*\* Cingular Wireless \*\* (MB1,BUAC01) Page 12

THOMAS DORMAN  
Account Number: 502 875-3893 231 0487  
Bill Period Date: Jul 2, 2004  
For Cingular Wireless Billing Questions, Call 1 877 678-BELL  
Detailed Statement of Nonregulated Charges

Detail Airtime Usage Charges - Current Usage		Number Called		Rxd Type Time		Min		GEO CODE	
Date	Place Called								
69. JUN 1 FRANKFORT	CL 502 564-3940	P	1116AM	1.0	0 6L2D	FIN00			
70. JUN 1 INCOMING	CL 502 564-2072	P	1139AM	1.0	0 6L2D	FIN00			
71. JUN 2 INCOMING	CL 502 545-7005	P	940AM	3.0	0 6L2D	FIN00			
72. JUN 2 LOUISVILLE	KY 502 992-6875	P	545PM	4.0	0 6L2D	FIN00			
73. JUN 2 FRANKFORT	KY 502 223-4687	O W	1031PM	7.0	0 6L2D	FIN00			
74. JUN 3 INCOMING	CL 502 564-7167	P	818AM	2.0	0 6L2D	FIN00			
75. JUN 3 FRANKFORT	KY 502 330-1270	P	1157AM	2.0	0 6L2D	FIN00			
76. JUN 3 LOUISVILLE	KY 502 897-1167	P	1159AM	1.0	0 6L2D	FIN00			
77. JUN 3 FRANKFORT	KY 502 695-4828	P	1233PM	2.0	0 6L2D	FIN00			
78. JUN 3 INCOMING	CL 502 695-4895	P	137PM	13.0	0 6L2D	FIN00			
79. JUN 3 FRANKFORT	KY 502 564-3940	P	235PM	2.0	0 6L2D	FIN00			
80. JUN 3 FRANKFORT	KY 859 241-8036	P	237PM	4.0	0 6L2D	FIN00			
81. JUN 4 ROAMER	CL 502 330-1270	P	1018AM	1.0	0 6L2D	FIN00			
82. JUN 4 INCOMING	CL 502 223-8343	P	701PM	3.0	0 6L2D	FIN00			
83. JUN 5 ROAMER	CL 502 223-4687	N R	323PM	1.0	0 6L2D	FIN00			
84. JUN 5 FRANKFORT	KY 502 330-1270	N W	326PM	2.0	0 6L2D	FIN00			
85. JUN 5 FRANKFORT	KY 502 875-4199	N W	348PM	2.0	0 6L2D	FIN00			
86. JUN 5 ROAMER	CL 000 000-0411	N R	330PM	4.0	0 6L2D	FIN00			
87. JUN 5 ROAMER	CL 000 000-0411	N R	333PM	9.0	0 6L2D	FIN00			
88. JUN 5 INCOMING	CL 502 223-4922	N R	347PM	2.0	0 6L2D	FIN00			
89. JUN 5 INCOMING	CL 502 223-4922	N R	349PM	1.0	0 6L2D	FIN00			
90. JUN 5 ROAMER	CL 502 875-8939	N R	350PM	2.0	0 6L2D	FIN00			
91. JUN 5 INCOMING	CL 502 223-4922	N R	413PM	1.0	0 6L2D	FIN00			
92. JUN 5 INCOMING	CL 502 223-4687	N W	506PM	6.0	0 6L2D	FIN00			
93. JUN 5 FRANKFORT	KY 502 223-4687	N W	604PM	8.0	0 6L2D	FIN00			
94. JUN 5 INCOMING	CL 502 223-4687	N W	715PM	12.0	0 6L2D	FIN00			

NONPAYMENT OF ITEMS ON THIS SHEET WILL NOT RESULT  
IN DISCONNECTION OF YOUR LOCAL TELEPHONE SERVICE;

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\*\* Cingular Wireless \*\* (NB2,BOAC01) Page 12

THOMAS DORMAN  
Account Number: 502 875-3893 231 0487  
Bill Period Date: Aug 2, 2004  
For Cingular Wireless Billing Questions, Call 1 877 678-BELL

Detailed Statement of Nonregulated Charges

Detail Airtime Usage Charges - Current Usage				GEO CODE	
Date	Place Called	Number Called	Prd Type Time	Min	IMSBLC X TICKET ID
41. JUL	2 ROAMER	CL 502 330-4170	P R 1022AM	2.0	0 6L2D FIN00
42. JUL	3 ROAMER	CL 502 875-0500	N R 745AM	12.0	0 6L2D FIN00
43. JUL	3 FRANKFORT	CL 502 330-6389	N R 158PM	1.0	0 6L2D FIN00
44. JUL	3 ROAMER	CL 502 330-6389	N R 330PM	1.0	0 6L2D FIN00
45. JUL	3 ROAMER	CL 502 330-6389	N R 331PM	1.0	0 6L2D FIN00
46. JUL	3 ROAMER	CL 502 330-6389	N R 332PM	1.0	0 6L2D FIN00
47. JUL	6 WINDOW	000 000-0000	P R 837AM	4.0	0 6L2D FIN00
48. JUL	6 ROAMER	CL 502 875-0500	P R 841AM	2.0	0 6L2D FIN00
49. JUL	6 INCOMING	CL 502 229-4922	P R 626PM	1.0	0 6L2D FIN00
50. JUL	6 INCOMING	CL 502 229-4922	P R 650PM	1.0	0 6L2D FIN00
51. JUL	7 INCOMING	CL 502 564-7037	P 932AM	3.0	0 6L2D FIN00
52. JUL	8 FRANKFORT	KY 502 875-3893	P 107PM	1.0	0 6L2D FIN00
53. JUL	8 FRANKFORT	KY 502 875-3893	P 109PM	1.0	0 6L2D FIN00
54. JUL	8 VOICE MAIL	CL 502 875-0500	P 305PM	2.0	0 6L2D FIN00
55. JUL	8 INCOMING	CL 502 226-0923	P M 521PM	7.0	0 6L2D FIN00
56. JUL	9 ROAMER	CL 502 545-8104	P R 222PM	1.0	0 6L2D FIN00
57. JUL	9 ROAMER	CL 502 330-1270	P R 223PM	3.0	0 6L2D FIN00
58. JUL	9 FRANKFORT	KY 502 564-3940	P 230PM	5.0	0 6L2D FIN00
59. JUL	9 FRANKFORT	KY 502 564-3940	P 348PM	1.0	0 6L2D FIN00
60. JUL	9 FRANKFORT	KY 502 545-8104	P 404PM	1.0	0 6L2D FIN00
61. JUL	9 VOICE MAIL	CL 502 875-0500	P 448PM	1.0	0 6L2D FIN00
62. JUL	9 FRANKFORT	KY 502 545-8104	P 528PM	1.0	0 6L2D FIN00
63. JUL	9 VOICE MAIL	CL 502 875-0500	P 532PM	2.0	0 6L2D FIN00
64. JUL	9 FRANKFORT	KY 502 330-1270	P M 537PM	1.0	0 6L2D FIN00
65. JUL	9 INCOMING	CL 502 545-8104	P 707PM	4.0	0 6L2D FIN00
66. JUL	9 INCOMING	CL 502 223-4687	P 718PM	1.0	0 6L2D FIN00
67. JUL	10 FRANKFORT	KY 502 223-4687	N W 1018AM	1.0	0 6L2D FIN00
68. JUL	10 FRANKFORT	KY 502 330-1270	N W 1019AM	1.0	0 6L2D FIN00

NONPAYMENT OF ITEMS ON THIS SHEET WILL NOT RESULT  
IN DISCONNECTION OF YOUR LOCAL TELEPHONE SERVICE!  
HOWEVER, COLLECTION OF UNPAID CHARGES MAY BE  
PURSUED BY THE SERVICE PROVIDER.

\*\* Cingular Wireless \*\* (NB2,BOAC01) Page 13

THOMAS DORMAN  
Account Number: 502 875-3893 231 0487  
Bill Period Date: Aug 2, 2004  
For Cingular Wireless Billing Questions, Call 1 877 678-BELL

Detailed Statement of Nonregulated Charges

Detail Airtime Usage Charges - Current Usage				GEO CODE	
Date	Place Called	Number Called	Prd Type Time	Min	IMSBLC X TICKET ID
69. JUL	10 INCOMING	CL 502 330-1270	N W 1019AM	1.0	0 6L2D FIN00
70. JUL	11 VOICE MAIL	CL 502 875-0500	N W 259AM	2.0	0 6L2D FIN00
71. JUL	11 INCOMING	CL 502 330-1270	N W 410PM	1.0	0 6L2D FIN00
72. JUL	11 WINDOW	000 000-0000	N W 428PM	3.0	0 6L2D FIN00

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73. JUL 11 VOICE MAIL	CL 502 875-0500	N W	752PM	1.0	0 6L2D	FIN00
74. JUL 12 VOICE MAIL	CL 502 875-0500	P	1016AM	1.0	0 6L2D	FIN00
75. JUL 12 FRANKFORT	KY 502 223-0006	P	1016AM	2.0	0 6L2D	FIN00
76. JUL 12 FRANKFORT	KY 502 875-1342	P	1020AM	1.0	0 6L2D	FIN00
77. JUL 12 FRANKFORT	KY 502 226-4157	P	1044AM	1.0	0 6L2D	FIN00
78. JUL 12 INCOMING	CL 502 226-3847	P	1100AM	1.0	0 6L2D	FIN00
79. JUL 12 VOICE MAIL	CL 502 875-0500	P	136PM	2.0	0 6L2D	FIN00
80. JUL 12 FRANKFORT	KY 502 226-4157	P	138PM	8.0	0 6L2D	FIN00
81. JUL 12 FRANKFORT	KY 502 223-4157	P	146PM	1.0	0 6L2D	FIN00
82. JUL 12 FRANKFORT	KY 502 223-4157	P	146PM	1.0	0 6L2D	FIN00
83. JUL 12 VOICE MAIL	CL 502 875-0500	P	258PM	2.0	0 6L2D	FIN00
84. JUL 12 INCOMING	CL 502 229-4922	P	711PM	1.0	0 6L2D	FIN00
85. JUL 13 INCOMING	CL 502 227-0744	P	202PM	2.0	0 6L2D	FIN00
86. JUL 13 INCOMING	CL 502 223-4687	P	518PM	1.0	0 6L2D	FIN00
87. JUL 14 FRANKFORT	KY 502 226-4157	P	1154AM	1.0	0 6L2D	FIN00
88. JUL 14 FRANKFORT	KY 502 330-1270	P	150PM	2.0	0 6L2D	FIN00
89. JUL 14 INCOMING	CL 502 564-2072	P	352PM	1.0	0 6L2D	FIN00
90. JUL 15 INCOMING	CL 502 627-2323	P	1124AM	5.0	0 6L2D	FIN00
91. JUL 15 INCOMING	CL 502 226-3847	P	1201PM	9.0	0 6L2D	FIN00
92. JUL 15 FRANKFORT	KY 502 226-4157	P	120PM	1.0	0 6L2D	FIN00
93. JUL 15 VOICE MAIL	CL 502 875-0500	P	215PM	1.0	0 6L2D	FIN00
94. JUL 17 FRANKFORT	KY 502 223-4687	N W	602PM	1.0	0 6L2D	FIN00
95. JUL 17 FRANKFORT	KY 502 330-1270	N W	603PM	3.0	0 6L2D	FIN00
96. JUL 17 LOUISVILLE	KY 502 992-6875	N W	606PM	2.0	0 6L2D	FIN00

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PURSUED BY THE SERVICE PROVIDER.

\*\* Cingular Wireless \*\* (NB2,B0AC01)

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THOMAS DORRAN

Account Number: 502 875-3893 231 0487

Bill Period Date: Aug 2, 2004

For Cingular Wireless Billing Questions, Call 1 877 678-BELL

Detailed Statement of Nonregulated Charges

Detail Airtime Usage Charges (continued)

Airtime Messages - Current Usage

Date	Place Called	Number Called	Prd	Type	Time	Min
97. JUL 17 LOUISVILLE	KY 502 992-6875	N W	507PM	2.0	0 6L2D	FIN00
98. JUL 17 LOUISVILLE	KY 502 992-6875	N W	704PM	3.0	0 6L2D	FIN00
99. JUL 17 LOUISVILLE	KY 502 426-4513	N W	705PM	1.0	0 6L2D	FIN00
100. JUL 17 LOUISVILLE	KY 502 992-6875	N W	708PM	2.0	0 6L2D	FIN00
101. JUL 17 LOUISVILLE	KY 502 992-6875	N W	710PM	4.0	0 6L2D	FIN00
102. JUL 18 FRANKFORT	KY 502 223-4687	N W	1036AM	1.0	0 6L2D	FIN00
103. JUL 18 VOICE MAIL	CL 502 875-0500	N W	631PM	1.0	0 6L2D	FIN00
104. JUL 18 VOICE MAIL	CL 502 875-0500	N W	632PM	1.0	0 6L2D	FIN00
105. JUL 18 FRANKFORT	KY 502 223-4687	N W	640PM	11.0	0 6L2D	FIN00
106. JUL 18 VOICE MAIL	CL 502 875-0500	N W	651PM	8.0	0 6L2D	FIN00

Airtime Total

Total Airtime Minutes: 224.0

Taxes

107. FEDERAL EXCISE TAX

108. STATE SALES TAX

Taxes Total

Cingular Long Distance and Directory Assistance Charges

Cingular Long Distance

Date Place Called Number Called Prd Type Time Min

Amount  
.97  
1.94  
2.91

GEO CODE

INSLC X TICKET ID

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D.C [2] 55/13 55/18 LLC [2] 4/21 4/23	amount [1] 36/23 and -- [1] 34/19 Andrea [1] 26/11 another [6] 3/25 14/15 32/21 40/7 42/1 48/15 answering [1] 41/16 anticipation [1] 29/14 any [45] 7/4 8/21 8/24 9/1 10/4 10/14 18/10 21/18 23/16 24/23 25/8 25/17 25/18 25/21 25/21 26/2 26/3 26/6 26/25 27/4 27/19 28/14 28/21 33/10 33/24 33/25 37/11 37/15 37/17 38/21 39/1 39/2 47/9 47/22 47/23 47/24 48/2 48/17 49/3 49/18 53/14 53/23 53/24 53/25 58/10 anybody [2] 33/16 33/21 anything [9] 40/12 42/21 43/1 45/3 48/18 51/23 52/1 53/18 53/20 anywhere [1] 19/22 appear [2] 43/11 43/21 appearance [4] 27/22 31/9 45/15 47/5 appearances [1] 58/5 appeared [1] 28/1 appears [2] 37/23 38/16 application [1] 20/22 appointed [3] 5/13 7/11 7/12 appointment [1] 52/23 appreciate [1] 51/10 apprise [1] 6/16 approximately [1] 3/6 April [7] 20/24 21/2 21/6 21/7 36/9 37/2 37/3 are [19] 6/10 8/2 8/6 9/10 9/22 10/8 10/25 18/21 19/5 22/2 27/13 34/5 36/11 45/11 47/10 49/5 51/13 54/2 54/15 area [4] 5/8 15/23 36/18 36/25 areas [1] 6/4 arena [1] 16/11 around [2] 23/21 54/13 article [1] 36/16 as [43] 5/12 5/12 6/12 7/1 7/2 9/14 9/15 10/1 10/11 12/4 12/17 13/13 13/13 15/1 17/8 18/6 18/6 18/24 22/11 27/11 27/11 27/14 27/15 33/3 34/22 36/14 37/4 38/20 38/21 39/5 39/13 39/21 40/11 41/2 42/1 46/7 46/20 46/25 48/3 49/8 52/25 58/6 58/12 ascertain [1] 41/18 ask [13] 4/12 17/25 21/1 22/14 25/5 34/6 34/10 44/15 48/9 48/12 55/3 56/2 56/21 asked [2] 35/7 40/10 asking [3] 33/8 41/7 54/1 Assembly [4] 5/10 6/15 36/7 56/13 assigned [1] 31/20 assist [1] 7/20 assisting [1] 40/5 Association [1] 54/6 assume [1] 29/19 assumed [1] 23/1 assuming [1] 46/2 at [87] at -- [2] 37/21 56/23 attend [1] 55/13 attended [3] 27/2 32/22 55/3 attention [4] 43/6 53/17 55/1 55/11 attorney [16] 21/7 27/22 28/13 28/16 28/18 29/14 30/4 31/5 31/8 31/16 31/25 32/25 39/7 39/8 39/12 47/4 August [1] 55/4 aware [5] 27/19 28/10 29/2 31/11 53/23	44/24 50/25 51/11 background [1] 20/20 bake [1] 19/24 banker [1] 24/13 base [1] 18/24 basement [1] 19/6 basically [4] 6/2 19/25 22/9 27/14 basis [3] 14/9 54/10 54/24 be [37] 6/15 6/23 6/23 7/9 7/21 11/23 12/11 12/14 13/12 16/13 17/1 17/17 19/22 22/15 22/16 22/16 24/8 24/10 29/15 30/20 36/18 37/24 38/2 40/9 40/11 41/20 42/6 42/19 43/11 43/20 43/21 44/1 44/8 46/4 49/19 50/14 56/17 be -- [1] 44/8 became [3] 11/17 27/19 36/6 because [9] 4/9 24/12 31/7 36/23 38/25 41/12 46/9 48/6 52/20 become [1] 36/8 becoming [1] 17/12 been [56] 3/16 3/24 5/19 8/18 8/19 9/6 11/21 15/8 16/17 16/18 16/19 19/20 20/25 22/4 27/25 28/7 30/3 30/5 30/10 30/19 30/23 32/1 32/4 33/11 33/17 33/17 34/25 35/1 35/3 35/5 36/4 37/3 38/12 39/1 39/4 39/8 39/22 40/3 44/10 45/4 45/23 45/25 46/16 47/25 48/5 48/6 48/25 49/1 50/3 50/13 51/19 52/13 55/2 55/16 55/20 55/20 been -- [1] 36/4 before [10] 6/14 7/3 14/1 31/9 31/21 33/2 34/8 34/13 50/9 50/10 behavior [1] 3/21 being [8] 20/4 22/24 23/5 27/11 36/1 42/14 45/9 55/17 belief [1] 48/22 believe [19] 13/11 21/25 23/21 29/5 32/5 32/7 32/9 32/12 37/10 39/10 43/1 46/6 47/5 50/6 50/15 51/17 52/3 55/7 55/14 believed [1] 33/16 bellsouth.net [1] 1/24 best [5] 41/2 41/10 51/15 51/19 52/19 Beth [1] 35/14 better [2] 12/22 40/12 between [2] 27/16 28/11 bill [2] 15/22 16/23 bills [1] 16/16 bit [6] 4/1 20/20 30/3 49/23 52/20 56/10 Blackford [1] 31/22 Blakley [1] 26/13 blended [1] 6/25 blood [1] 58/10 Bob [3] 10/9 26/15 26/18 bolster [1] 36/22 both [5] 7/6 17/8 25/4 49/15 56/9 bottom [1] 37/22 breakfast [1] 16/14 breaks [2] 23/20 24/22 briefed [1] 37/3 bring [5] 48/10 48/11 50/5 51/23 51/24 bringing [3] 45/7 45/9 51/20 Brown [1] 2/15 Brownsboro [1] 36/24 building [4] 19/2 19/3 19/17 36/21 built [1] 53/16 business [6] 4/15 9/13 18/7 48/3 56/9 56/10 but [20] 3/15 7/23 12/3 16/21 18/19 19/1 24/5 24/11 24/20 25/25 30/8 35/22 37/17 39/1 41/8 45/15 49/23 52/7 55/14 55/21
A a -- [2] 22/21 42/19 a.m [4] 3/6 45/21 51/12 57/10 ability [1] 54/20 able [3] 7/9 22/13 42/14 about [57] 10/20 10/23 12/2 15/7 15/13 20/1 22/14 23/2 24/15 24/20 25/18 25/22 26/7 27/1 27/5 34/3 34/6 35/7 36/11 37/13 38/23 38/25 39/18 39/18 39/20 39/23 40/4 40/6 40/23 44/11 44/15 45/5 45/12 45/14 45/14 45/15 45/21 46/1 46/7 46/17 47/4 47/6 48/5 48/14 48/21 48/24 49/21 50/1 51/3 51/18 51/19 52/24 54/2 56/2 56/13 56/18 56/24 about -- [3] 24/15 50/1 51/19 Absolutely [1] 45/13 accurate [1] 58/8 acquaintances [1] 18/7 acquainted [1] 3/15 Act [2] 13/15 15/21 active [3] 13/23 16/10 18/19 activities [3] 12/4 13/13 13/19 activity [2] 14/10 15/18 actual [6] 8/18 15/9 20/15 22/19 23/5 30/12 actually [13] 7/23 8/11 19/2 21/15 24/4 29/22 30/4 33/24 39/7 39/8 41/11 42/10 44/18 adamant [1] 52/8 addition [7] 13/6 13/18 14/4 15/24 34/10 34/12 39/17 addition -- [1] 34/10 additional [3] 48/18 51/21 53/14 address [3] 4/15 18/14 33/1 addressed [2] 17/2 32/24 adjourned [1] 29/13 ADJUSTMENT [2] 1/5 1/10 administration [1] 40/2 Aegon [1] 2/16 affairs [1] 37/6 affect [2] 6/13 13/16 affected [2] 5/14 46/15 after [7] 14/16 19/9 20/21 21/6 30/21 31/24 37/17 after -- [1] 30/21 afternoon [2] 30/7 47/18 AG's [1] 45/14 again [9] 6/9 8/14 9/15 15/5 25/1 32/15 40/18 45/24 50/21 agencies [1] 5/11 agenda [1] 36/2 agreement [9] 27/25 28/4 28/11 28/12 28/14 28/25 29/1 29/3 33/16 ahead [2] 24/9 24/11 all [89] along [2] 35/2 46/10 also [11] 3/21 9/7 13/19 21/15 21/16 22/22 33/15 37/17 43/21 50/23 54/16 Although [2] 5/3 31/10 always [2] 26/21 37/5 am [12] 3/15 9/11 9/24 10/10 11/2 15/16 34/16 38/13 47/2 49/2 56/6 58/10 Amato [3] 26/15 27/1 27/5 Amato's [1] 26/18 American [1] 19/4 amongst [1] 20/23	B back [8] 4/13 25/2 32/15 36/6 44/24	C cafeteria [1] 16/13

<p><b>C</b></p> <p><b>calendar</b> [5] 8/12 49/22 50/22 55/15 55/19</p> <p><b>call</b> [33] 5/23 37/24 38/16 40/19 40/23 41/9 41/13 42/6 42/22 43/2 43/9 43/10 43/12 43/21 44/1 44/16 44/18 45/20 45/22 47/23 48/8 48/16 48/23 48/23 49/1 49/21 50/3 51/5 52/12 52/16 53/8 53/19 53/19</p> <p><b>called</b> [12] 3/20 3/21 19/16 23/21 24/3 41/17 44/5 44/24 44/24 47/16 47/17 52/20</p> <p><b>calling</b> [5] 40/25 44/20 45/23 46/2 48/5</p> <p><b>calls</b> [8] 14/18 23/23 24/15 24/20 42/13 47/15 49/3 49/16</p> <p><b>camaraderie</b> [1] 20/1</p> <p><b>came</b> [12] 13/7 15/19 23/13 28/16 29/1 29/6 30/4 30/11 31/25 33/22 39/7 44/24</p> <p><b>can</b> [10] 4/3 16/7 30/2 30/9 34/7 34/20 37/20 38/24 43/19 49/20</p> <p><b>can't</b> [2] 29/23 30/1</p> <p><b>capacities</b> [3] 5/7 11/8 18/3</p> <p><b>capacity</b> [9] 9/14 10/1 10/11 12/7 12/15 12/17 26/18 40/6 42/1</p> <p><b>caption</b> [2] 58/5 58/6</p> <p><b>captioned</b> [1] 58/11</p> <p><b>case</b> [16] 1/5 1/10 7/16 7/18 7/18 7/24 10/16 22/15 22/15 22/25 23/2 31/9 33/10 38/25 39/1 58/11</p> <p><b>cases</b> [54] 3/18 4/1 4/5 7/2 7/2 7/14 8/1 8/4 8/16 8/21 8/25 9/8 9/19 10/5 10/6 10/15 10/20 10/23 15/8 15/13 17/21 17/22 17/23 18/9 20/12 20/15 25/10 25/13 25/19 25/22 26/3 26/4 26/7 27/1 27/5 27/9 31/15 31/20 32/2 33/3 34/13 34/14 34/15 38/19 45/12 45/16 46/6 46/8 47/7 47/8 56/19 56/20 56/25 57/2</p> <p><b>catch</b> [1] 14/15</p> <p><b>catch-as-catch-can</b> [1] 19/22</p> <p><b>catching</b> [1] 24/4</p> <p><b>cell</b> [3] 38/2 38/5 40/18</p> <p><b>Center</b> [1] 2/16</p> <p><b>century</b> [1] 40/13</p> <p><b>certain</b> [2] 36/18 45/11</p> <p><b>certify</b> [2] 58/4 58/10</p> <p><b>cetera</b> [1] 54/16</p> <p><b>chain</b> [3] 29/11 33/6 34/20</p> <p><b>chairman</b> [7] 9/16 10/18 10/19 16/4 16/8 16/10 33/8</p> <p><b>chance</b> [1] 48/16</p> <p><b>change</b> [2] 6/3 12/1</p> <p><b>charge</b> [1] 35/13</p> <p><b>chatted</b> [2] 45/13 45/14</p> <p><b>chatting</b> [1] 45/5</p> <p><b>check</b> [3] 8/12 46/2 55/15</p> <p><b>checking</b> [2] 51/22 53/12</p> <p><b>chief</b> [1] 26/22</p> <p><b>Cinergy</b> [1] 19/3</p> <p><b>circuit</b> [1] 47/1</p> <p><b>City</b> [2] 2/11 3/4</p> <p><b>clear</b> [3] 23/3 47/2 51/12</p> <p><b>close</b> [4] 24/9 24/11 24/14 41/3</p> <p><b>closed</b> [1] 23/24</p> <p><b>closely</b> [2] 13/4 13/13</p> <p><b>closing</b> [3] 32/11 32/12 41/8</p> <p><b>collaborate</b> [2] 14/23 16/25</p> <p><b>collusion</b> [4] 3/20 33/2 33/11 33/12</p> <p><b>come</b> [8] 14/13 21/17 25/2 33/18 33/21 39/12 54/19 54/20</p> <p><b>comes</b> [1] 6/21</p> <p><b>coming</b> [6] 28/13 29/9 29/15 29/18 39/8 40/1</p>	<p><b>comment</b> [1] 16/24</p> <p><b>commission</b> [39] 1/1 2/9 3/17 4/4 6/9 6/12 6/21 8/22 9/2 9/6 10/2 10/12 11/7 11/11 11/18 11/22 12/18 13/2 16/5 20/4 20/23 21/3 21/12 21/18 23/18 24/24 26/19 29/10 32/15 32/18 33/3 34/14 34/23 35/13 36/3 38/13 38/20 55/9 58/12</p> <p><b>commissioner</b> [2] 17/12 18/5</p> <p><b>commissioners</b> [6] 6/16 7/4 7/19 32/24 54/7 54/8</p> <p><b>committee</b> [1] 18/21</p> 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